



Victorian Commission for Gambling and Liquor Regulation

酒牌行为准则

包装酒持牌者

本行为准则由1998年控酒改革法第11(5)条确定。

1. 宗旨

行为准则的宗旨是促进立法目标有助于把酒精滥用危害降至最低、促进酒牌场所多样化的发展以反映社区的期望、并支持酒品业和持牌招待业的理性发展。

2. 准则的目标和范围

行为准则的目标是：

- 建立满足1998年控酒改革法目标的最佳行业做法并要求持牌者执行这些做法
- 在行业参与者之间促进公平的经营做法，与1999年公平贸易法和2003年小型企业专员法保持一致
- 劝阻违反1999年公平贸易法和2010年竞争及消费者法的行为
- 明确所有相关方的权力和责任。

本准则里的条件适用于所有包装酒酒牌，包装酒酒牌的定义见附件1。

本准则里的条件适用于受限于控酒改革法附录3第26(2)(a)款条件、持牌者全部供酒业务均为供应包装酒的普通酒牌。

3. 准则委员会

3.1 为了让准则目标发挥作用，应该有一个包装酒准则委员会，该委员会的成员包括一名主席、维州赌博及酒精监控委员会以及以下机构的代表：

- 澳洲杂货商总会
- 澳洲零售酒业协会
- Coles酒业
- Woolworths有限公司
- 小型企业专员办公室

3.2 准则委员会在维州赌博及酒精监控委员会要求下定期开会。



Victorian Commission for Gambling and Liquor Regulation

Liquor licensing code of conduct

Packaged liquor licensees

This Code of Conduct is determined pursuant to section 11(5) of the *Liquor Control Reform Act 1998*.

1. Purpose

The purpose of the Code of Conduct is to promote the objects of the Act being to contribute to minimising harm arising from the misuse and abuse of alcohol, to facilitate the development of a diversity of licensed facilities reflecting community expectations, and to contribute to the responsible development of the liquor and licensed hospitality industries.

2. Aim and scope of the Code

The aim of the Code of Conduct is:

- to establish and require best practice by licensees in meeting the objects of the *Liquor Control Reform Act 1998* (the Act)
- to promote fair and equitable trading practices amongst industry participants, consistent with the *Fair Trading Act 1999* and the *Small Business Commissioner Act 2003*
- to discourage conduct in breach of the *Fair Trading Act 1999* and the *Competition and Consumer Act 2010*
- to articulate the rights and obligations of all parties.

The conditions in this Code will apply to all packaged liquor licences. The definition of a packaged liquor licence is provided at attachment 1 to this Code.

The conditions in this Code will apply to a general licence under which a licensee supplies packaged liquor as the whole of the licensee's ordinary business of supplying liquor that is subject to a condition under clause 26(2)(a) of Schedule 3 to the Act.

3. Code Committee

- 3.1 In order to give effect to the aim of the Code, there shall exist a Packaged Liquor Code Committee (Code Committee). The Code Committee shall be comprised of a Chair, a Commissioner of the Victorian Commission for Gambling and Liquor Regulation and members from the following organisations:
- Master Grocers Australia
 - Liquor Retailers Australia
 - Coles Liquor
 - Woolworths Ltd
 - the Office of the Small Business Commissioner.
- 3.2 The Code Committee shall convene on a regular basis, at the request of the Victorian Commission for Gambling and Liquor Regulation.

4. 酒牌场所里的活动

持牌者必须执行有关证明顾客年龄及拒绝给醉酒者供酒的现有法规要求。作为对这些要求的支持，需要采取以下行动。

招牌

4.1 根据控酒改革法第102条，维州赌博及酒精监控委员会要求持牌者用吸引顾客注意的方式张贴以下招牌：

- 醉酒？喝醉了？乱了？
- 不满18岁？不会卖
- 不满18岁别想买酒。

4.2 在酒牌场所显著位置张贴以下信息：

- 维州政府为有酗酒及吸毒问题的人开通了7天24小时心理辅导、咨询及转介的免费热线电话：1800 888 236
- 禁止在公共场所饮酒的市政府本地法信息，如相关。

营销和推广

4.3 持牌者不得直接或间接参与以下做法：

- 会鼓励顾客非理性过度饮酒的促销手段
- 鼓励消费者以一种危险或极快方式饮酒的促销手段（包括奖励）
- 针对或主要用来吸引未成年人或高危人群的酒品广告或营销。

4.4 持牌者的买酒广告 - 除非在酒牌场所里，否则不应出现在靠近小学或中学的地方。

5. 在酒牌场所里的未成年人

5.1 如果没有家长、配偶、监护人或负责的成人的陪同，酒牌场所里不允许有未成年人。

5.2 持牌者要确保在酒牌场所里工作的未成年人只有在参加获准的培训项目时才能参与供酒的业务。

5.3 持牌者必须整理一份在酒牌场所里工作的未成年人名单或登记册（可以是工作时间和工资的记录本）并在维州警察授权警官或1998年控酒改革法授权的赌博及酗酒视察员的要求下出示记录。

5.4 持牌者必须拒绝卖酒，如果有理由认为一个成年人是在为一个未成年人买酒。

6. 持牌者的责任

6.1 政府公报中公布行为准则后三个月内持牌者必须为自己酒牌场所制定一套内部规定，明确雇员应根据已建立的理性供酒原则出售和供酒的责任和义务。

4. Activity in Licensed Premises

Licensees must observe existing requirements of the Act in relation to ascertaining the proof of age of patrons and refusal to supply alcohol to intoxicated persons. To support these requirements the following actions are required.

Signage

- 4.1 The Victorian Commission for Gambling and Liquor Regulation, pursuant to section 102 of the Act, requires licensees to display the following signs in a manner that invites customers' attention:
- Intoxicated? Drunk? Disorderly?
 - Under 18? No supply
 - Do not attempt to buy liquor for under 18s.
- 4.2 The following information is to be displayed prominently in the licensed area:
- the free call number for Directline the Victorian Government's 24 hour, 7 day counselling, information and referral line for people with alcohol and drug problems is 1800 888 236
 - where appropriate, information on any municipal local law, which prohibits the consumption of alcohol in a public place.

Marketing and Promotion

- 4.3 The licensee must not engage directly or indirectly in the following practices:
- promotions that may encourage patrons to consume liquor irresponsibly and excessively
 - promotion of liquor that includes incentives, which encourage consumers to consume the product in a risky or rapid manner
 - the advertising or marketing of alcohol products, which is directed to or is primarily appealing to minors or others in high risk categories.
- 4.4 Alcohol advertising by a licensee, except on licensed premises, should be discouraged from being close to a primary or secondary school.

5. Minors on Premises

- 5.1 No minors are to be permitted on the licensed premises unless they are accompanied by a parent, spouse or guardian or a responsible adult.
- 5.2 The licensee shall ensure that any minor employed to work on licensed premises is not involved in the supply of liquor other than in an approved training program.
- 5.3 The licensee must maintain a list/register of minors employed on the premises (which may be the business time and wages record book) and which is available upon request for viewing by an authorised officer of the Victoria Police or a gambling and liquor inspector under the meaning of the *Liquor Control Reform Act 1998*.
- 5.4 The licensee must, where there are reasonable grounds for considering that an adult is purchasing alcohol for a minor, decline the purchase of the alcohol.

6. Responsibilities of Licensees

- 6.1 The licensee must develop, within three months of the publishing of the Code of Conduct in the Government Gazette, a set of house rules for the licensed premises, which will set out the responsibilities and obligations of staff in the sale and supply of alcohol in accordance with established responsible serving of alcohol principles.

- 6.2 内部规定必须放在酒牌场所里，由持牌者或负责人保管，在维州警察授权警官或1998年控酒改革法授权的赌博及酗酒视察员的要求下出示该规定。
- 6.3 如果持牌者装有并维持一套能清楚辨认人物、显示日期时间及所有相关进出口连续图像的监视录像系统，在维州警察、1998年控酒改革法授权的赌博及酗酒视察员或维州赌博及酒精监控委员会书面授权工作人员的要求下，持牌者必须立即提供录像资料供他们看或取或在设备所在地将这些资料至少保存两周以上。
- 6.4 持牌者必须采取所有合理步骤根据2004年职业健康及安全法的要求对各方面业务实施管理和监督。

7. 理性供酒

- 7.1 维州赌博及酒精监控委员会不会批准包装酒酒牌的申请，除非确信申请人及其他管理或控制酒牌场所的负责人已完成了维州赌博及酒精监控委员会批准的理性供酒（RSA）培训课程。
- 7.2 持牌者必须确保所有从事出售、推销或供酒业务的雇员在其酒牌场所工作开始前三年里已完成过维州赌博及酒精监控委员会批准的理性供酒（RSA）培训课程、或确保所有从事出售、推销或供酒业务的雇员在其酒牌场所工作开始后一个月里将完成维州赌博及酒精监控委员会批准的理性供酒（RSA）培训课程。
- 7.3 持牌者必须登记持牌者和雇员完成维州赌博及酒精监控委员会批准的理性供酒（RSA）培训课程的结业证书，并在维州警察授权警官或1998年控酒改革法授权的赌博及酗酒视察员的要求下出示登记资料。
- 7.4 持牌者必须确保持牌者和负责人在上次完成RSA培训课程后的三年里完成一项RSA复习课程。
- 7.5 持牌者必须确保所有从事出售、推销或供酒业务的雇员在上次完成RSA培训课程后的三年里完成一项RSA复习课程。

8. 邮寄、传真、电话或网上销售

- 8.1 通过电话或传真接受订单或通过邮寄售酒的持牌者必须在与此种销售方法相关的书面或电子广告或资料里显示他们的酒牌号码。
- 8.2 在网上做广告或售酒的持牌者在任何时候都必须在网站的显著位置显示以下通告，以便顾客能注意到这一内容：

“警告”

根据1998年控酒改革法，以下属犯法行为：

- 向未满18岁的人供酒
(罚款金额超过\$7,000)
- 未满18岁的人购买或接受酒品
(罚款金额超过\$600)

- 6.2 The house rules must be retained on the premises in the possession of the licensee or responsible person and be made available to an authorised member of the Victoria Police or a gambling and liquor inspector under the meaning of the Liquor Control Reform Act 1998 if requested.
- 6.3 Where the licensee has installed and maintains a surveillance recording system able to clearly identify individuals and which shows time and date and provides continuous images of all relevant entrances and exits, a copy of the recorded images must be available upon request for immediate viewing or removal by the Victoria Police or a gambling and liquor inspector under the meaning of the Liquor Control Reform Act 1998, or a person authorised in writing by the Victorian Commission for Gambling and Liquor Regulation, or otherwise retained for at least 2 weeks where technology exists.
- 6.4 The licensee must take all reasonable steps to manage and supervise all aspects of the business in accordance with the *Occupational Health and Safety Act 2004*.

7. Responsible Service of Alcohol

- 7.1 The Victorian Commission for Gambling and Liquor Regulation will not grant an application for a packaged liquor licence unless satisfied that the applicant and any other person responsible for the management or control of the licensed premises has completed a Responsible Service of Alcohol (RSA) training course approved by the Victorian Commission for Gambling and Liquor Regulation.
- 7.2 The licensee must ensure that all staff who are employed to sell, offer for sale, or serve alcohol have completed a RSA training course approved by the Victorian Commission for Gambling and Liquor Regulation within the three years prior to their commencement in employment at the licensed premises or that all staff who are employed to sell, offer for sale, or serve alcohol complete an approved RSA program within one month of their commencement in employment at the licensed premises.
- 7.3 The licensee must maintain a register of certificates of completion of the RSA training course approved by the Victorian Commission for Gambling and Liquor Regulation completed by licensees and employees, which is available upon request for viewing by an authorised officer of Victoria Police or a gambling and liquor inspector under the meaning of the *Liquor Control Reform Act 1998*.
- 7.4 The licensee must ensure that the licensee and responsible person complete the RSA refresher course within three years of completing their last RSA program.
- 7.5 The licensee must ensure that any person who sells, offers for sale or serves liquor on the licensed premises completes the RSA refresher course within three years of completing their last RSA program.

8. Sale by means of mail, facsimile, telephone or the internet

- 8.1 A licensee who sells liquor by taking orders over the telephone or by facsimile or by mail order must display their liquor licence number in any advertisement or information published in writing or electronically in connection with such sales.
- 8.2 A licensee who advertises on or supplies liquor by means of the internet must display the following notice prominently on the site at all times so that customers will notice its contents.

“WARNING”

Under the *Liquor Control Reform Act 1998* it is an offence

- To supply alcohol to a person under the age of 18 years [Penalty exceeds \$7,000]
- For a person under the age of 18 years to purchase or receive liquor [Penalty exceeds \$600]

- 8.3 持牌者必须确保买酒的人已年满18岁。相关的话，持牌者必须确保送货安排包括亲眼检查年龄证明。

9. 不公平市场手段

- 9.1 2003年小型企业专员法的目的是成立小型企业专员办公室（OSBC），为维州小型企业促进一个竞争性的、公平的操作环境。

- 9.2 根据2003年小型企业专员法，小型企业专员可以受理来自小型企业的“不公平市场手段”投诉，这包括独立的酒品小店（及相关行业协会）针对大型市场玩家以反竞争手段使用其市场权力进行投诉。

如果一个包装酒持牌者认为其小本经营受到了不公平市场手段的影响，它可以联系OSBC。OSBC可以对投诉进行调查或可以争取在投诉人和应诉人之间进行调停，以便化解投诉问题。或者，OSBC可以将投诉问题呈交合适的机构（即维州赌博及酒精监控委员会或其它机构，比如澳大利亚竞争及消费者委员会）。

为了调查针对不公平市场手段提出的投诉，包装酒持牌者可以联系OSBC或澳大利亚竞争及消费者委员会（ACCC）。

OSBC的联系方式：

Office of the Small Business Commissioner

GPO Box 4509RR

MELBOURNE VIC 3001

电话：13 22 15

免费拨号：1800 136 034 网址：www.sbc.vic.gov.au

澳大利亚竞争及消费者委员会的联系方式：

Level 35, The Tower

Melbourne Central

360 Elizabeth Street

MELBOURNE VIC 3000

10. 误导、欺骗和过分的行为

- 10.1 所有持牌者都必须遵守1999年维州公平交易法和2010年竞争及消费者法，确保在业务经营中不会出现误导、欺骗和过分的行为。
- 10.2 在审视某种行为是否过分时，法庭或仲裁庭会考虑各方的相对议价能力、附加条件是否有保护供应商合法权益的合理必要、理解文书的能力、在交易中不应采取不恰当的影响或不应用压力战术、在类似交易中可获得的商品或服务数量、行业规则要求、是否未披露意图行为或风险、协商合同条件及条款的意愿程度、以及供应商善意行事的程度。
- 10.3 1999年维州公平交易法由维州消费者事务协会（CAV）监督实施。CAV的联系电话是1300 55 81 81。
- 10.4 2010年竞争及消费者法由澳大利亚竞争及消费者委员会（ACCC）监督实施。ACCC的联系电话是1300 302 502。

- 8.3 A licensee must ensure that liquor is purchased by a person aged 18 or over. The licensee must ensure that delivery arrangements include requiring proof of age to be sighted where appropriate.

9. Unfair Market Practices

- 9.1 The purpose of the *Small Business Commissioner Act 2003* is to establish the Office of the Small Business Commissioner (OSBC) to enhance a competitive and fair operating environment for small business in Victoria.
- 9.2 Under the *Small Business Commissioner Act 2003*, the Small Business Commissioner may receive ‘unfair market practice’ complaints from small businesses. This includes small, independent, liquor stores (and their relevant industry association) complaining about the use of market power in an anticompetitive manner by large market players.

If a packaged liquor licensee considers that its small business is the subject of an unfair market practice, it may contact the OSBC. The OSBC may investigate the complaint, or it may seek to mediate the complaint between the small business and the respondent in order to seek to resolve the complaint. Alternatively, the OSBC may make representations about the complaint to an appropriate person or body (e.g. the Victorian Commission for Gambling and Liquor Regulation, or another body, such as the Australian Competition and Consumer Commission).

In order to investigate unfair market practice complaints, licensees of packaged liquor licences may contact the OSBC or the Australian Competition and Consumer Commission (ACCC).

The contact details for the OSBC are:

Office of the Small Business Commissioner
GPO Box 4509RR
MELBOURNE VIC 3001
Telephone: 13 22 15 toll free: 1800 136 034
Website: www.sbc.vic.gov.au

The contact details for the Australian Competition and Consumer Commission are:

Level 35, The Tower
Melbourne Central
360 Elizabeth Street
MELBOURNE VIC 3000

10. Misleading and deceptive and unconscionable conduct

- 10.1 All licensees shall comply with the requirements of the *Victorian Fair Trading Act 1999* and the *Competition and Consumer Act 2010* to ensure that misleading, deceptive and ‘unconscionable conduct’ does not occur in business trading.
- 10.2 In considering whether conduct is unconscionable, a court or tribunal will have regard to the relative bargaining strength of the parties, whether conditions imposed were reasonably necessary to protect the supplier’s legitimate interests, the ability to understand documentation, the need for no undue influence or use of pressure tactics in the transaction, the amount goods or services can be acquired for in similar transactions, the requirements of industry codes, any failure to disclose intended conduct or risks, the extent of willingness to negotiate terms and conditions of any contract and the extent to which the supplier acted in good faith.
- 10.3 The *Fair Trading Act 1999* is administered by Consumer Affairs Victoria (CAV). The CAV Telephone Helpline is 1300 55 81 81.
- 10.4 The *Competition and Consumer Act 2010* is administered by the Australian Competition and Consumer Commissioner (ACCC). The ACCC Infocentre Telephone is 1300 302 502.

11. 遵守准则

- 11.1 根据1998年控酒改革法第11(8)条，2003年小型企业专员法任命的小型企业专员可以调查包装酒持牌者遵守本行为准则的情况。
- 11.2 维州赌博及酒精监管委员会可以调查持牌者根据本行为准则提出的投诉。

12. 准则回顾

- 12.1 准则颁布后两年以及之后每两年，将从以下各方面角度对准则的效用进行评价：
- 益处
 - 管理成本
 - 公众了解
 - 市场手段
 - 行业意识。
- 12.2 准则回顾将由消费者事务部长主持，协同准则委员会及其它相关方，包括包装酒持牌者。

11. Compliance with the Code

- 11.1 Under section 11(8) of the *Liquor Control Reform Act 1998*, the Small Business Commissioner appointed under the *Small Business Commissioner Act 2003* may investigate the compliance by licensees of packaged liquor licences with this Code of Conduct.
- 11.2 The Victorian Commission for Gambling and Liquor Regulation may investigate complaints made by licensees under the Code of Conduct.

12. Code Review

- 12.1 Two years after the commencement of the Code and thereafter on a biennial basis, an evaluation shall be conducted on the performance and effectiveness of the Code in relation to:
- benefits
 - cost of administration
 - visibility to the public
 - market practices
 - industry awareness.
- 12.2 The Code Review will be conducted by the Minister for Consumer Affairs, in consultation with the Code Committee and other relevant parties, including packaged liquor licensees.

This publication avoids the use of legal language. Information about the law may have been summarised or expressed in general statements. This information should not be relied upon as a substitute for professional legal advice or reference to the actual legislation. Authorised by the Victorian Government.



酒牌行为准则

包装酒持牌者

1998年控酒改革法摘录

附件1

4. 目标

本法的目标为：

- a. 协助把酒精滥用危害降至最低，包括通过：
 - i. 对酒品供应和消费实施充分控制，以及
 - ii. 尽可能确保酒品供应可以增加、而不是减少社区生活的舒适度，以及
 - iii. 限制某类其它酒精产品的供应，以及
 - iv. 鼓励理性消费酒品的文化，减少有危险的喝酒行为以及对社区的影响，以及
- b. 促进酒牌场所多样化的发展以反映社区的期望，以及
- c. 支持酒品业和持牌招待业的理性发展，以及
- d. 监控提供色情娱乐服务的酒牌场所。

11. 包装酒酒牌

1. 包装酒酒牌授权持牌者在酒牌场所在以下时段供应用密封容器装的酒、瓶装酒或罐装酒：
 - a. 在普通营业时间，以及
 - b. 某天晚上 11 点到次日凌晨 1 点 - 如果这是委员会在酒牌中规定的时间段，以及
 - c. 视第15A条规定，在某天普通营业时间开始前的某个时间（不得早于早上5点）到普通营业时间开始之间 - 如果这是委员会在酒牌中规定的时间段，供酒牌场所之外消费。
2. 如果：
 - a. 包装酒酒牌场所位于主要用于超市业务的场所里面，以及
 - b. 持牌者是超市生意的拥有者，以及



Liquor licensing code of conduct

Packaged liquor licensees

Extracts from the *Liquor Control Reform Act 1998*

Attachment 1

4. Objects

The objects of this Act are:

- (a) to contribute to minimising harm arising from the misuse and abuse of alcohol, including by:
 - (i) providing adequate controls over the supply and consumption of liquor, and
 - (ii) ensuring as far as practicable that the supply of liquor contributes to, and does not detract from, the amenity of community life, and
 - (iii) restricting the supply of certain other alcoholic products, and
 - (iv) encouraging a culture of responsible consumption of alcohol and reducing risky drinking of alcohol and its impact on the community, and
- (b) to facilitate the development of a diversity of licensed facilities reflecting community expectations, and
- (c) to contribute to the responsible development of the liquor and licensed hospitality industries, and
- (d) to regulate licensed premises that provide sexually explicit entertainment.

11. Packaged liquor licence

- (1) A packaged liquor licence authorises the licensee to supply liquor on the licensed premises in sealed containers, bottles or cans:
 - (a) during ordinary trading hours, and
 - (b) between 11pm on any particular day until 1am on the following day, if so determined by the Commission and specified in the licence, and
 - (c) subject to section 15A, between a time (not being earlier than 5am) before the commencement of ordinary trading hours and the commencement of ordinary trading hours on a particular day, if so determined by the Commission and specified in the licence - for consumption off the licensed premises.
- (2) If:
 - (a) the licensed premises under a packaged liquor licence is located within premises used primarily as a supermarket, and
 - (b) the licensee is the owner of the supermarket business, and

- c. 委员会在酒牌中如此规定 - 包装酒酒牌还授权持牌者在超市任何一个收银台接受在酒牌场所购买的酒品的付款 - 如果接受付款的人年满18岁。
- 3. 包装酒酒牌受以下条件的制约：
 - (aa) 在一个划归为酒牌场所的专门区域从事的支配性业务活动是酒品零售，供酒牌场所之外消费，以及
 - (aad) 持牌者遵守部长根据第(5)款确定的现行行为准则（如有），以及
 - a. 第16条（遵守规划方案）的条件，以及
 - b. 第17(1)条规定的条件 - 如果酒牌授权持牌者在普通营业时间之外供酒，以及
 - c. 第18条（董事批准）规定的条件 - 如果持牌者是一个法人，以及
 - d. 委员会在酒牌中确定的其它条件。
- 5. 部长可通过政府公报的通知形式确定应由包装酒酒牌持牌者遵守的、与本法目标相符的行为准则。
- 6. 部长可通过政府公报的通知形式随时修改或取消第(5)款下的行为准则。
- 7. 在部长未与包装酒酒牌持牌者商议的情况下不得确定、修改或取消行为准则。根据2003年小型企业专员法任命的小型企业专员可以调查包装酒酒牌持牌者对第(5)款下行为准则的遵守情况。

3. 定义

“普通营业时间”是指：

- c. 就包装酒酒牌或深夜（包装）酒牌而言：
 - i. 每天上午9点到晚上11点之间，星期天、耶稣受难日、澳新军团日或圣诞节除外，以及
 - ii. 星期天的上午10点到晚上11点之间，以及
 - iii. 澳新军团日的中午12点到晚上11点之间。

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- (c) the Commission so determines and specifies in the licence - the packaged liquor licence also authorises the licensee to receive payment for liquor supplied on the licensed premises at any checkout located in the supermarket if the person receiving the payment is of or over the age of 18 years.
- (3) A packaged liquor licence is subject to:
- (aa) a condition that the predominant activity carried on in the area set aside as the licensed premises is the sale by retail of liquor for consumption off the licensed premises, and
 - (aad) a condition that the licensee comply with the code of conduct (if any) determined by the Minister under subsection (5) as in force from time to time, and
 - (a) the condition set out in section 16 (compliance with planning scheme) and
 - (b) if the licence authorises the licensee to supply liquor outside ordinary trading hours, the condition set out in section 17(1) and
 - (c) if the licensee is a body corporate, the condition set out in section 18 (approval of directors) and
 - (d) any other conditions determined by the Commission and specified in the licence.
- (5) The Minister, by notice published in the Government Gazette, may determine a code of conduct, consistent with the objects of this Act, for licensees of packaged liquor licences.
- (6) The Minister may, at any time by notice published in the Government Gazette, vary or revoke the code of conduct under subsection (5).
- (7) The Minister must not determine a code of conduct, or vary or revoke it, until the Minister has consulted packaged liquor licensees.
- (8) The Small Business Commissioner appointed under the *Small Business Commissioner Act 2003* may investigate the compliance by licensees of packaged liquor licences with a code of conduct under subsection (5).

3. Definitions

“ordinary trading hours” means:

- (c) in relation to a packaged liquor licence or late night (packaged liquor) licence:
 - (i) the hours between 9am and 11pm on each day, other than Sunday, Good Friday, ANZAC Day or Christmas Day, and
 - (ii) the hours between 10am and 11pm on Sunday, and
 - (iii) the hours between 12 noon and 11pm on ANZAC Day.

This publication avoids the use of legal language. Information about the law may have been summarised or expressed in general statements. This information should not be relied upon as a substitute for professional legal advice or reference to the actual legislation. Authorised by the Victorian Government.